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9 *Designated solely for service pursuant to LR IA 11-1(b)*

10 *Attorneys for Plaintiff Smart Rain Systems, LLC*

11  
12 **UNITED STATES DISTRICT COURT**  
13 **IN AND FOR THE DISTRICT OF NEVADA**

14 SMART RAIN SYSTEMS, LLC,

15 Plaintiff,

16 vs.

17 ROHREN – UND PUMPENWERK BAUER  
18 GES M.B.H., and BAUER NORTH  
19 AMERICA, INC.,

20 Defendants.

Case No. 2:22-cv-00232-CDS-EJY

**JOINT STIPULATION AND ~~PROPOSED~~**  
**ORDER TO EXTEND THE DEADLINE**  
**TO RESPOND TO THE COMPLAINT**  
**(NINTH REQUEST)**

21  
22 IT IS HEREBY STIPULATED AND AGREED, by Plaintiff Smart Rain Systems, LLC  
23 (“Smart Rain”), and Defendant Bauer North America, Inc. (“Bauer NA”), Defendant Rohren -  
24 und Pumpenwerk Bauer Ges.m.b.H. (“Bauer GmbH”) (collectively, “Bauer”), through their  
25 respective counsel, that the time for Bauer to respond to the Complaint be extended up to and  
26 including May 26, 2023. Bauer’s current deadline to respond to the Complaint is April 14, 2023.  
27 Counsel for the parties have continued to engage in discussions and have exchanged proposed  
28

1 settlement terms to resolve this matter without the need for further litigation. The parties are in  
 2 the process of considering and further negotiating potential settlement terms. The additional  
 3 time stipulated to herein will allow the parties to continue to explore a potential early resolution  
 4 of the claims in this case.

5 The reason for the extension is not for purposes of delay or to cause prejudice to any  
 6 party, but to allow the parties to continue to engage in settlement negotiations. This is the  
 7 parties' ninth stipulated request for such an extension from the Court, having had previous  
 8 extensions granted on June 3, 2022 [Docket 17], August 4, 2022 [Docket 19], September 7, 2022  
 9 [Docket 21], October 5, 2022 [Docket 25], November 4, 2022 [Docket 29], December 6, 2022  
 10 [Docket 31], January 19, 2023 [Docket 33] and March 2, 2023 [Docket 35]. This request  
 11 complies with Local Rules IA 6-1, IA 6-2, and 7-1.

12 DATED this 12th day of April, 2023.

13 RAY QUINNEY & NEBEKER P.C.

14 /s/ Z. Ryan Pahnke

15 Z. Ryan Pahnke

16 Nevada Bar No. 9641

17 *Attorney for Plaintiff*

18 David J. Malley

19 Nevada Bar No. 8171

20 *Designated counsel pursuant to LR IA 11-1(b)*

EVANS FEARS & SCHUTTERT LLP

21 /s/ Chad R. Fears

22 Chad R. Fears

23 Nevada Bar No. 6970

24 Michael S. Golenson, Esq. (*pro hac vice to*  
*be filed*)

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*Attorneys for Defendants*

### **ORDER**

**IT IS SO ORDERED.**

24   
 25 Raymond J. Zouchak  
 26 UNITED STATES MAGISTRATE JUDGE

27 Dated: April 12, 2023